

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6074

BILL NUMBER: HB 1817

NOTE PREPARED: Oct 13, 2006

BILL AMENDED:

SUBJECT: Credit Ratings and Insurance Premiums.

FIRST AUTHOR: Rep. Smith V

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill prohibits use of credit information in connection with insurance coverage. The bill repeals certain statutes concerning use of credit information by insurers in connection with the issuance of a personal insurance policy.

Effective Date: July 1, 2007.

Explanation of State Expenditures: Individuals suspected of violating the prohibition commit an unfair and deceptive act or practice in the business of insurance and may be subject to a hearing by the Commissioner of Insurance. Expanding the prohibition to all insurance will increase the number of violations for which a hearing may ensue; however, the Department of Insurance should be able to handle any additional expenses given its current budget and resources.

Explanation of State Revenues: As a result of the hearing, violators may be ordered to cease and desist from the unfair or deceptive act or practice, and the Commissioner may order the payment of a civil penalty of not more than \$25,000 for each act or violation. If the person knew or reasonably should have known that he or she was in violation, the penalty may be not more than \$50,000 for each act or violation. All civil penalties imposed and collected are deposited in the state General Fund.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Insurance.

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Bernadette Bartlett, 317-232-9586.